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| Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address Michael J. Riela - State Bar No. 329935 Tannenbaum Helpert Syracuse & Hirschtritt LLP 900 Third Avenue, 13th Floor New York, New York 10022 Telephone: (212) 508-6700 Fax: (212) 371-1084 Email: Riela@thsh.com Counsel to the Plaintiff | FOR COURT USE ONLY |
| <input type="checkbox"/> Individual appearing without attorney <input checked="" type="checkbox"/> Attorney for: Archie M. Hoggan | |
| UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES DIVISION | |
| In re: ARCHIE M. HOGGAN <div style="text-align: right;">Debtor(s).</div> | CASE NO.: 20-13855-RK ADVERSARY NO.: 21-01198-RK CHAPTER: 7 |
| ARCHIE M. HOGGAN <div style="text-align: right;">Plaintiff(s).</div> <div style="text-align: center;">vs.</div> UNITED STATES DEPARTMENT OF EDUCATION and EDUCATIONAL CREDIT MANAGEMENT CORPORATION <div style="text-align: right;">Defendant(s).</div> | <div style="text-align: center;"> JOINT STATUS REPORT [LBR 7016-1(a)(2)] </div> <div style="padding-top: 10px;"> DATE: 01/04/2022 TIME: 1:30 P.M. COURTROOM: 1675 ADDRESS: 255 E Temple St., Ctrm 1675 Los Angeles, CA 90012 </div> |

The parties submit the following JOINT STATUS REPORT in accordance with LBR 7016-1(a)(2):

A. PLEADINGS/SERVICE:

- | | |
|--|---|
| 1. Have all parties been served with the complaint/counterclaim/cross-claim, etc. (Claims Documents)? | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| 2. Have all parties filed and served answers to the Claims Documents? | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| 3. Have all motions addressed to the Claims Documents been resolved? | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| 4. Have counsel met and conferred in compliance with LBR 7026-1? | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

This form is mandatory. It has been approved for use in the United States Bankruptcy Court for the Central District of California.

5. If your answer to any of the four preceding questions is anything other than an unqualified "YES," please explain below (*or on attached page*):

B. READINESS FOR TRIAL:

1. When will you be ready for trial in this case?

Plaintiff
July 1, 2022

Defendant
July 1, 2022

2. If your answer to the above is more than 4 months after the summons issued in this case, give reasons for further delay.

Plaintiff
Plaintiff needs to conduct discovery.

Defendant
Defendant needs to conduct discovery.

3. When do you expect to complete your discovery efforts?

Plaintiff
April 30, 2022

Defendant
April 30, 2022

4. What additional discovery do you require to prepare for trial?

Plaintiff
Written discovery.

Defendant
Written discovery, and potentially depositions.

C. TRIAL TIME:

1. What is your estimate of the time required to present your side of the case at trial (*including rebuttal stage if applicable*)?

Plaintiff
1/2 day to 1 day.

Defendant
1/2 day

2. How many witnesses do you intend to call at trial (*including opposing parties*)?

Plaintiff
Between 1 and 4 witnesses.

Defendant
1 or 2 witnesses.

3. How many exhibits do you anticipate using at trial?

Plaintiff
Up to 40.

Defendant
Unknown.

D. PRETRIAL CONFERENCE:

A pretrial conference is usually conducted between a week to a month before trial, at which time a pretrial order will be signed by the court. [See LBR 7016-1.] If you believe that a pre-trial conference is not necessary or appropriate in this case, please so note below, stating your reasons:

Plaintiff
Pretrial conference ☒ is ☐ is not requested
Reasons:
Narrow issues for trial.

Defendant
Pretrial conference ☒ is ☐ is not requested
Reasons:
Narrow issues for trial.

Plaintiff
Pretrial conference should be set after:
(date) 04/30/2022

Defendant
Pretrial conference should be set after:
(date) 04/30/2022

E. SETTLEMENT:

1. What is the status of settlement efforts?

There have been no settlement discussions to date.

2. Has this dispute been formally mediated? ☐ Yes ☒ No
If so, when?

3. Do you want this matter sent to mediation at this time?

Plaintiff
☐ Yes ☒ No

Defendant
☐ Yes ☒ No

F. FINAL JUDGMENT/ORDER:

Any party who contests the bankruptcy court's authority to enter a final judgment and/or order in this adversary proceeding must raise its objection below. Failure to select either box below may be deemed consent.

Plaintiff

☒ I do consent

☐ I do not consent

to the bankruptcy court's entry of a final judgment and/or order in this adversary proceeding.

Defendant

☒ I do consent

☐ I do not consent

to the bankruptcy court's entry of a final judgment and/or order in this adversary proceeding.

G. ADDITIONAL COMMENTS/RECOMMENDATIONS RE TRIAL: (Use additional page if necessary)

Respectfully submitted,

Date: 12/6/2021

Tannenbaum Helpert Syracuse & Hirschtritt LLP

Printed name of law firm

/s/ Michael J. Riela

Signature

Michael J. Riela

Printed name

Attorney for: Archie M. Hoggan

Date: 12/6/2021

Soukup & Schiff, LLP

Printed name of law firm

Signature

Scott A. Schiff

Printed name

Attorney for: Educational Credit Management Corp.

JOINT STATUS REPORT – ADDITIONAL PARTY ATTACHMENT

Additional party name: U.S. DEPARTMENT OF EDUCATION

☐ Plaintiff ☒ Defendant Other (specify): _____

B. READINESS FOR TRIAL:

1. When will you be ready for trial in this case?
7/1/22
2. If your answer to the above is more than 4 months after the summons issued in this case, give reasons for further delay.
To complete discovery
3. When do you expect to complete your discovery efforts?
4/30/22
4. What additional discovery do you require to prepare for trial?
Written discovery requests, deposition and third-party subpoenas, as applicable

C. TRIAL TIME:

1. What is your estimate of the time required to present your side of the case at trial (*including rebuttal stage if applicable*)?
Unknown at this time.
2. How many witnesses do you intend to call at trial (*including opposing parties*)?
1-3 witnesses
3. How many exhibits do you anticipate using at trial?
Unknown at this time.

D. PRETRIAL CONFERENCE:

A pretrial conference is usually conducted between a week to a month before trial, at which time a pretrial order will be signed by the court. [See LBR 7016-1.] If you believe that a pretrial conference is not necessary or appropriate in this case, please so note below, stating your reasons:

Pretrial conference ☒ is ☐ is not requested.

Reasons: _____

To narrow the scope of issues for trial. _____

Pretrial conference should be set after (date): 04/30/2022

E. SETTLEMENT:

1. What is the status of settlement efforts?
None to date.

2. Has this dispute been formally mediated? ☐ Yes ☒ No
If so, when?

3. Do you want this matter sent to mediation at this time? ☐ Yes ☒ No

F. FINAL JUDGMENT/ORDER:

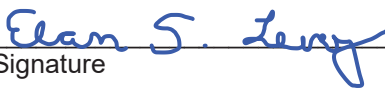
Any party who contests the bankruptcy court's authority to enter a final judgment and/or order in this adversary proceeding must raise its objection below. Failure to select either box below may be deemed consent.

I ☒ do ☐ do not consent to the bankruptcy court's entry of a final judgment and/or order in this adversary proceeding.

G. ADDITIONAL COMMENTS/RECOMMENDATIONS RE TRIAL: (Use additional page if necessary)

U.S. ATTORNEY'S OFFICE

Printed name of law firm



Signature

ELAN S. LEVEY

Printed name

Attorney for: U.S. DEPARTMENT OF EDUCATION

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

Tannenbaum Helpert Syracuse & Hirschtitt LLP
900 Third Avenue, 13th Floor
New York, NY 10022

A true and correct copy of the foregoing document entitled (*specify*):

Joint Status Report (With Attachment)

will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On December 9, 2021, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Scott A. Schiff
Soukup & Schiff, LLP
Counsel to ECMC

Elan S. Levey
Assistant United States Attorney
Counsel to U.S. Department of Education

☐ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On (*date*) _____, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Chambers of the Honorable Robert Kwan (Chambers Copy)
United States Bankruptcy Court
Central District of California
Edward R. Roybal Federal Building and Courthouse
255 E. Temple Street, Suite 1682 / Courtroom 1675
Los Angeles, CA 90012

☐ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

12/9/2021
Date

Michael J. Riela
Printed Name

/s/ Michael J. Riela
Signature